

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

Seasons-4, Inc.	:	
	:	
v.	:	02-cv-4751
	:	
The Perotti Group, Inc.	:	
(Third Party Plaintiff)	:	
	:	
v.	:	
	:	
Giant Food Stores, Inc.,	:	
The Radco Construction Corp.	:	
(Third Party Defendants)	:	
	:	
Giant Food Stores, Inc.	:	
(Cross Claimant)	:	
	:	
v.	:	
	:	
The Radco Construction Corp.,	:	
(Cross Defendant)	:	
	:	
	:	

ORDER

AND NOW, this day of February 2003, it is **ORDERED** that the First Amended Complaint of the third party plaintiff Perotti Group Inc. against the third party defendants Giant Food Stores, Inc. and the Radco Construction Corp. (Docket entry #7) and the cross claim of Giant Food Stores, Inc. against the Radco Construction Corp. are **DISMISSED**

WITH PREJUDICE for lack of subject matter jurisdiction. The parties shall file their claims in the state court within thirty days. 28 U.S.C. § 1367.

ANITA B. BRODY, J.

Copies **FAXED** on _____ to:

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